

AF/1617/4

P/1259-636

RECEIVED

DEC 31 2003

TECH CENTER 1600/2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Fernand LABRIE

Serial No.: 10/052,824

Filed: November 7, 2001

For: SELECTIVE ESTROGEN RECEPTOR MODULATORS IN COMBINATION WITH ESTROGENS

Date: December 17, 2003

Group Art Unit: 1617

Examiner: Shaojia A. Jiang

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION AND FEE FOR AUTOMATIC EXTENSION OF TIME  
UNDER 37 CFR 1.17, 1.136(a) AND 35 USC 41(a)8**

Sir:

Applicant(s) hereby petition(s) the Asst. Commissioner for Patents to extend the time for filing a response to the outstanding Office Action by three months. Enclosed is our Check No. 13657 which includes the amount of \$950.00 for the petition fee in accordance with 37 CFR 1.17 computed as:

Response within first month  
 not small entity (\$110)  small entity (\$55)

Response within second month  
 not small entity (\$420)  small entity (\$210)

Response within third month  
 not small entity (\$950)  small entity (\$475)

You are authorized to charge to our Deposit Account No. 15-0700 any additional amounts owing.

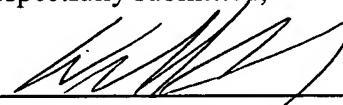
If this petition is inadequate to avoid abandonment, the Assistant Commissioner for Patents is petitioned, under 37 C.F.R. §1.136(a), to extend the time by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, December 17, 2003:

\_\_\_\_\_  
William O. Gray, III  
Name of applicant, assignee or  
Registered Representative  
  
\_\_\_\_\_  
Signature  
December 17, 2003  
Date of Signature

WOG:db

Respectfully submitted,

  
\_\_\_\_\_  
William O. Gray, III  
Registration No.: 30,944  
OSTROLENK, FABER, GERB & SOFFEN, LLP  
1180 Avenue of the Americas  
New York, New York 10036-8403  
Telephone: (212) 382-0700

12/30/2003 MDANTE1 0000077 10052824

01 FC:1253

950.00 0P

00639915.1